

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

GUARDIAN INDUSTRIES CORP.,

Plaintiff,

v.

DELL, INC.; GATEWAY, INC.;  
HEWLETT-PACKARD CO.; ACER INC.;  
ACER AMERICA CORP.; AOC INTERNATIONAL;  
ENVISION PERIPHERALS, INC.;  
TPV TECHNOLOGY, LTD.;  
TPV INTERNATIONAL (USA), INC.;  
CHUNGHWA PICTURES TUBES, LTD. a/k/a  
CHUNGHWA PICTURE TUBES CO.;  
TATUNG CO.; TATUNG COMPANY OF AMERICA, INC.;  
COMPAL ELECTRONICS, INC.; JEAN CO., LTD.;  
LITE-ON TECHNOLOGY CORP.;  
LITE-ON, INC. a/k/a LITEON TRADING USA, INC.;  
MAG TECHNOLOGY CO., LTD.;  
MAG TECHNOLOGY USA, INC.;  
PROVIEW INTERNATIONAL HOLDINGS, LTD.;  
PROVIEW TECHNOLOGY, INC.; and  
PROVIEW ELECTRONICS CO., LTD.,

Defendants.

Case No(s): 05-27-SLR

Jury Trial Demanded

**GUARDIAN'S MOTION TO LIFT THE STAY**

Plaintiff Guardian respectfully requests that the Court lift the stay imposed on the OEM and reseller defendants at the November 18, 2005 discovery status conference. The stay was imposed pending the mediation between Guardian and Chunghwa Pictures Tubes, Ltd., which took place on January 11, 2006. The mediation did not result in a settlement.

The OEM and reseller defendants are the direct infringers of Guardian's patents-in-suit. For the reasons previously briefed and argued (*see* Guardian's Consolidated Opposition to the

Defendants' Motions to Stay, filed July 22, 2005), Guardian requires discovery from the OEM and reseller defendants to prepare for trial to protect the patents at issue in this litigation.

Dated: January 23, 2006

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**ORDER**

The Court having considered Plaintiff's Motion to Lift the Stay for good cause shown,

IT IS HEREBY ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2006, that the  
Motion is GRANTED.

\_\_\_\_\_  
Sue L. Robinson, Chief Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on the 23<sup>rd</sup> day of January, 2006, I electronically filed the foregoing document, **GUARDIAN'S MOTION TO LIFT THE STAY** and proposed **ORDER**, with the Clerk of the Court using CM/ECF which will send notification of such filing to the following:

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Additionally, I hereby certify that on the 23<sup>rd</sup> day of January, 2006, the foregoing document was served via e-mail on the following non-registered participants:

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